

PHILLIPS DAYES NATIONAL  
EMPLOYMENT LAW FIRM, P.C.

Sean C. Davis  
SeanD@phillipsdayeslaw.com

Trey A. Davis  
treyd@phillipsdayeslaw.com  
3101 N. Central Avenue, Suite 1100  
Phoenix, AZ 86012  
Telephone: +1.602.258.8888

Attorney for Plaintiffs  
DANIEL CURRY; TYRONE HARRIS;  
NICHOLAS MASON; and TYECHIA WEBB

LEWIS ROCA ROTHGERBER CHRISTIE LLP

201 East Washington Street, Suite 1200  
Phoenix, AZ 85004-2595

Mary Ellen Simonson (State Bar No. 009298)  
msimonson@lrrc.com

Direct Dial: 602.262.5317  
Direct Fax: 602.734.3868

Laura M. Pasqualone (State Bar No. 028360)  
lpasqualone@lrrc.com

Direct Dial: 602.262.5362  
Direct Fax: 602.734.3778

Attorneys for Defendant  
R.R. DONNELLEY & SONS COMPANY

*ATTORNEYS CONTINUED ON NEXT PAGE*

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

DANIEL CURRY; TYRONE HARRIS;  
NICHOLAS MASON; and TYECHIA  
WEBB; individually and on behalf of  
others similarly situated,

Plaintiffs,

v.

AMAZON.COM, INC., a Delaware  
corporation; and COURIER LOGISTICS  
SERVICES, L.L.C., a Florida limited  
liability company;

Defendants.

Case No. 2:16-cv-00007-NVW

**STIPULATION AND PROPOSED ORDER  
OF DISMISSAL WITH PREJUDICE  
PURSUANT TO F.R.C.P. 41(a)(1)(A)(ii)**

VEDDER PRICE P.C.  
Thomas M. Wilde (*Pro Hac Vice*)  
twilde@vedderprice.com  
222 North LaSalle Street  
Chicago, Illinois 60601  
Telephone: +1.312.609.7500  
Facsimile: +1.312.609.5005

VEDDER PRICE P.C.  
Christopher A. Braham (*Pro Hac Vice*)  
cbraham@vedderprice.com  
1925 Century Park East, Suite 1900  
Los Angeles, California 90067  
Telephone: +1.424.204.7700  
Facsimile: +1.424.204.7702

Attorneys for Defendant  
R.R. DONNELLEY & SONS COMPANY

OSBORN MALEDON, P.A.  
William J. Maledon, 003670  
wmaledon@omlaw.com  
Dawn L. Dauphine, 010833  
ddauphine@omlaw.com  
2929 N. Central Avenue, Suite 2100  
Phoenix, Arizona 85012-2793  
Telephone: +1.602.640.9000

MORGAN, LEWIS & BOCKIUS LLP  
John S. Battenfeld, *Pro Hac Vice*  
jbattenfeld@morganlewis.com  
300 South Grand Avenue  
Twenty-Second Floor  
Los Angeles, California 90071-3132  
Telephone: +1.213.612.2500  
Facsimile: +1.213.612.2501

MORGAN, LEWIS & BOCKIUS LLP  
Christopher J. Banks, *Pro Hac Vice*  
cbanks@morganlewis.com  
One Market Street, Spear Street Tower  
San Francisco, California 94105-1596  
Telephone: +1.415.442.1000  
Facsimile: +1.415.442.1001

Attorneys for Defendant  
AMAZON LOGISTICS, INC.  
(improperly sued as Amazon.com, Inc.)

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs Daniel Curry,  
2 Tyrone Harris, Nicholas Mason and Tyechia Webb ("Plaintiffs") and Defendants R.R. Donnelley  
3 & Sons Company, incorrectly sued as Courier Logistics Services L.L.C., and Amazon Logistics,  
4 Inc., incorrectly sued as Amazon.com, Inc. ("Defendants"), by and through their respective  
5 counsel of record, hereby stipulate to the entry of an order dismissing this action with prejudice.  
6 The Parties hereby stipulate and agree as follows:

7 WHEREAS, on January 5, 2016, Plaintiffs filed the above-captioned action in the United  
8 states District Court for the District of Arizona against Defendants alleging violations of the Fair  
9 Labor Standards Act ("FLSA") individually and as a collective action;

10 WHEREAS, there is a *bona fide* dispute as to the validity of Plaintiffs' FLSA claims;

11 WHEREAS, the Parties have reached a compromise to resolve Plaintiffs' individual  
12 FLSA claims and the Parties agree that the settlement is a fair and reasonable compromise of  
13 Plaintiffs' FLSA claims which was negotiated at "arm's length";

14 WHEREAS, the Settlement Agreement states that upon execution of the Settlement  
15 Agreement, a stipulation of dismissal with prejudice of this action will be filed with this Court  
16 along with a proposed order of dismissal.

17 ACCORDINGLY, the Parties stipulate to the dismissal with prejudice of this action and  
18 the claims asserted by Plaintiffs, with each party to bear his, her, or its own attorneys' fees and  
19 costs.

20 THEREFORE, the Parties respectfully request that this Court enter the attached Order of  
21 Dismissal with Prejudice.

22 **IT IS SO STIPULATED.**

1 Dated: July 22, 2016

PHILLIPS DAYES NATIONAL EMPLOYMENT  
LAW FIRM, P.C.

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4 By: /s/ Sean C. Davis

5 Sean C. Davis  
6 Trey A. Davis

7 Attorneys for Plaintiffs  
8 DANIEL CURRY; TYRONE HARRIS;  
9 NICHOLAS MASON; and TYECHIA WEBB

10 Dated: July 22, 2016

VEDDER PRICE P.C.  
THOMAS M. WILDE (*pro hac vice*)  
CHRISTOPHER A. BRAHAM (*pro hac vice*)  
LEWIS ROCA ROTHGERBER CHRISTIE LLP

11  
12  
13 By: /s/ Thomas M. Wilde

14 Thomas M. Wilde  
15 Christopher A. Braham

16 Attorneys for Defendant  
17 R.R. DONNELLEY & SONS COMPANY

18 Dated: July 22, 2016

MORGAN, LEWIS & BOCKIUS, LLP  
JOHN S. BATTENFELD (*pro hac vice*)  
CHRISTOPHER BANKS (*pro hac vice*)  
OSBORN MALEDON, P.A.

19  
20  
21 By: /s/ John S. Battenfeld

22 John S. Battenfeld  
23 Christopher Banks

24 Attorneys for Defendant  
25 AMAZON LOGISTICS, INC.

**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of July, 2016, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

The following are those who are currently on the list to receive e-mail notices for this case.

- **Christopher J Banks**  
cbanks@morganlewis.com
- **John Spivey Battenfeld**  
john.battenfeld@morganlewis.com
- **Dawn L Dauphine**  
ddauphine@omlaw.com,jlopez@omlaw.com
- **Sean Christopher Davis**  
SeanD@phillipsdayeslaw.com,nassera@phillipsdayeslaw.com,treyd@phillipsdayeslaw.com
- **Trey A R Dayes , III**  
treyd@phillipsdayeslaw.com,seand@phillipsdayeslaw.com,nassera@phillipsdayeslaw.com
- **William J Maledon**  
wmaledon@omlaw.com,jlopez@omlaw.com
- **Laura Mary Pasqualone**  
LPasqualone@lrrc.com,ktopczewski@lrrc.com
- **Mary Ellen Simonson**  
msimonson@lrrc.com,sdurkee@lrrc.com
- **Christopher Braham**  
cbraham@vedderprice.com

/s/Thomas M. Wilde